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LLADIRA HERNANDEZ  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 LLADIRA HERNANDEZ,

15 Defendant.  
16

Case No. 1:22-mj-00175-BAM

**STIPULATION TO CONTINUE  
PRELIMINARY EXAMINATION; ORDER**

Date: February 9, 2023  
Time: 2:00 p.m.  
Judge: Hon. Stanley A. Boone

17 IT IS HEREBY STIPULATED by and between the parties through their respective  
18 counsel, Assistant United States Attorney Joseph Barton, counsel for plaintiff, and Assistant  
19 Federal Defender Erin Snider, counsel for Lladira Hernandez, that the Court may continue the  
20 preliminary examination currently scheduled for January 12, 2023, at 2:00 p.m. to February 9,  
21 2023, at 2:00 p.m.

22 Ms. Hernandez made her initial appearance on the Criminal Complaint on November 21,  
23 2022. *See* ECF #7. At that time, the parties advised the Court that they were working toward a  
24 preindictment resolution and requested that the Court make a finding of good cause to set the  
25 preliminary examination outside the statutory timeframe. *Id.* Based on the parties' representation,  
26 the Court found good cause and set the preliminary examination for January 12, 2023, at 2:00  
27 p.m. *Id.* The Court also excluded time under the Speedy Trial Act. *Id.*

28 The parties now request that the Court continue the preliminary examination for four

1 weeks and make an additional finding of good cause. The government has provided defense  
2 counsel with 1,761 Bates-stamped pages of discovery and, on January 4, 2023, the government  
3 provided defense counsel with a written plea agreement. Defense counsel requires additional  
4 time to review the preindictment offer with her client. The parties agree that the extension of a  
5 preindictment plea offer, and defense counsel's need to review discovery and the offer with her  
6 client, constitutes good cause to hold the preliminary examination outside the statutory deadline.  
7 The parties further agree that the ends of justice served by continuing the case as requested  
8 outweigh the interest of the public and the defendant in a speedy indictment as prescribed by the  
9 Speedy Trial Act.

10  
11 **IT IS SO STIPULATED.**

12 Respectfully submitted,

13  
14 PHILLIP A. TALBERT  
United States Attorney

15 Date: January 5, 2023

/s/ Joseph Barton  
16 JOSEPH BARTON  
Assistant United States Attorney  
17 Attorney for Plaintiff

18 HEATHER E. WILLIAMS  
19 Federal Defender

20 Date: January 5, 2023

/s/ Erin Snider  
21 ERIN SNIDER  
Assistant Federal Defender  
22 Attorney for Defendant  
LLADIRA HERNANDEZ

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**ORDER**

**IT IS SO ORDERED.** The preliminary examination scheduled for January 12, 2023, at 2:00 p.m. is hereby continued to **February 9, 2023, at 2:00 p.m. before Magistrate Judge Stanley A. Boone.** For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et seq.*, within which an indictment must be filed, the time period of January 12, 2023, to February 9, 2023, inclusive, is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

Dated: January 5, 2023

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE